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✓ FILED RECEIVED  
ENTERED SERVED ON  
COUNSEL/PARTIES OF RECORD

MAY 16 2018

CLERK US DISTRICT COURT  
DISTRICT OF NEVADA

BY: \_\_\_\_\_ DEPUTY

7 Attorney for KAREN VEE MAGYAR

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 *ORDER*

11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 v.  
14 KAREN VEE MAGYAR,  
15 Defendant.

Case No. 3:18-cr-00023-MMD-VPC

**UNOPPOSED MOTION TO  
MODIFY CONDITIONS OF  
PRETRIAL RELEASE<sup>1</sup>**

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17 Karen Vee Magyar, by and through her counsel of record, Kate Berry, Assistant Federal  
18 Public Defender, hereby moves this Court pursuant to 18 U.S.C. §§ 3142(c)(3) and 3145(a)(2)  
19 and the Points and Authorities herein to remove drug testing as a condition of her pretrial  
20 release. This motion is unopposed by Assistant United States Attorney Brian Sullivan and  
21 Pretrial Services Officer Jennifer Simone.

22 **I. POINTS AND AUTHORITIES**

23 18 U.S.C. § 3142(c) (3) provides "[t]he judicial officer may at any time amend the order  
24 to impose additional or different conditions of release." Ms. Magyar has been on pretrial

25  
26 <sup>1</sup> Certification: This unopposed motion to modify conditions of release is timely filed,  
no deadline applicable.

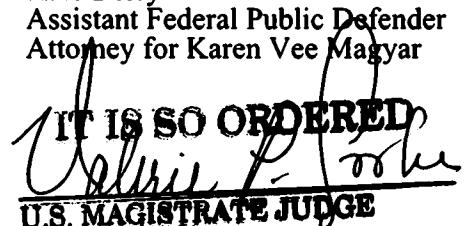
1 services supervision for over two months – since March 7, 2018. *See* ECF No. 6. As a condition  
2 of her supervision, Ms. Magyar has been subject to regular drug testing. She has complied with  
3 her drug testing, as she has with all conditions of her pretrial release, and has passed each drug  
4 test. There is no concern that Ms. Magyar has any current substance abuse issues and drug  
5 testing is particularly onerous for her due to her numerous medical needs. As a result, Ms.  
6 Magyar moves this Court to remove drug testing as a condition of her pretrial release.

7 Because this request is unopposed, this motion appears appropriate for disposition  
8 without a hearing.

9  
10 Dated May 14, 2018.

11  
12 Rene L. Valladares  
13 Federal Public Defender

14 By: /s/ Kate Berry  
15 Kate Berry  
16 Assistant Federal Public Defender  
17 Attorney for Karen Vee Magyar

18   
19 IT IS SO ORDERED  
20 U.S. MAGISTRATE JUDGE

21 DATED: May 14, 2018

1                   **CERTIFICATE OF ELECTRONIC SERVICE**

2                   The undersigned hereby certifies that he is an employee of the Federal Public Defender  
3                   for the District of Nevada and is a person of such age and discretion as to be competent to serve  
4                   papers.

5                   That on May 14, 2018, she served an electronic copy of the above and foregoing  
6                   UNOPPOSED MOTION TO MODIFY CONDITIONS OF PRETRIAL RELEASE by  
7                   electronic service (ECF) to the person named below:

8  
9                   Dayle Elieson  
10                  United States Attorney  
11                  Brian Sullivan  
12                  Assistant United States Attorney  
13                  100 W. Liberty Street, Suite 600  
14                  Reno, NV 89501

15  
16                  \_\_\_\_\_  
17                  */s/ Katrina Burden*  
18                  Employee of the Federal Public Defender  
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